

**Before the
Federal Communications Commission
Washington, DC 20554**

**FCC 16M-28
10707**

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|-----------------------------------|---|----------------------|
| In the Matter of |) | MB Docket No. 12-122 |
| |) | |
| Game Show Network, LLC, |) | File No. CSR-8529-P |
| Complainant, |) | |
| |) | |
| v. |) | |
| |) | |
| Cablevision Systems Corp. |) | |
| Defendant |) | |
| |) | |
| Program Carriage Complaint |) | |

ORDER

Issued: November 3, 2016

Released: November 3, 2016

The non-government parties have designated nearly every document in the record, including the entirety of transcripts of fact witness testimony, as containing highly confidential information that should not be disclosed to the public. For evidence cited in the Initial Decision that was claimed to be “highly confidential”,¹ be advised that the Initial Decision has been written with a line-by-line determination of whether such designated information shall be protected from public disclosure.² Evidence that has been determined by the Presiding Judge to be not protected will appear in the non-public Initial Decision but will not be highlighted in grey.

Be further advised that within five (5) business days of release to counsel of the non-public Initial Decision, any party interested shall state reasons to justify protection of cited evidence that is highlighted in grey. Any protection to be granted to text highlighted in grey will require convincing argument that the evidence that has been designated “highly confidential” is in fact highly confidential. The Presiding Judge will rule promptly on any confidentiality argument. A public version of the Initial Decision will be issued and released as soon as practicable thereafter.

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¹ A designation of “highly confidential” means “protected” for purposes here.

² *Game Show Network, LCC v. Cablevision Systems, Corp.*, Protective Order, FCC 12M-33 (ALJ July 13, 2012) at 1-2, paras. 2a and 3 (authority of Presiding Judge to act for the Commission here, and to *sua sponte* determine that information claimed to be “highly confidential” is not entitled to such protection). The public interest is served by maximum disclosure of evidence for the public to fully understand the Initial Decision.

Discrete limited questions on the interpretation of this order should be directed to the Presiding Judge by e-mail, with copies to Pamela Smith, Esq., Rachel Funk, Esq., Patricia Ducksworth, and each Counsel of Record.

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION³

A handwritten signature in black ink, appearing to read "Richard L. Sippel". The signature is fluid and cursive, with the first name "Richard" being more prominent.

Richard L. Sippel
Chief Administrative Law Judge

³ Copies of this *Order* were emailed to counsel on the date of issuance.